



Linda S. Adams
Secretary for
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Department of Toxic Substances Control

Maureen F. Gorsen, Director
8800 Cal Center Drive
Sacramento, California 95826-3200



Arnold Schwarzenegger
Governor

March 16, 2009

To Whom It May Concern:

NOTICE OF DECISION FOR HITACHI GST CHLOROFORM RELEASE AREA

The Department of Toxic Substances Control (DTSC) is issuing this Notice of Decision for the Chloroform Release Area (Notice) at the Hitachi Global Storage Technologies, Inc. (Hitachi GST) Redevelopment Property located at 5600 Cottle Road, San Jose, California. DTSC has made a final decision that corrective action is complete for the Chloroform Release Area in the vicinity of the former Building 028J. This decision is effective upon the issuance date of this Notice, which is March 16, 2009.

DTSC held a 30-day public comment period from January 14, 2009, through February 13, 2009, to seek public comments on the proposed Corrective Action Complete Determination. A public notice announcing the public comment period and public hearing was published in the San Jose Mercury News on January 14, 2009. The notice was broadcast four times on radio station KEZR (FM 106.5) on January 14, 2009. A fact sheet regarding the proposed Corrective Action Complete Determination was mailed to approximately 6,900 persons, organizations, and addresses on the facility mailing list on or about January 9, 2009. A public hearing was held, starting at 6:30 pm on Thursday, January 29, 2009, at the Southside Community Center in San Jose. The public hearing was attended by approximately 23 people (not counting DTSC staff) including eight members of the general public and a representative for PCCP-Signature San Jose, LLC, the prospective purchaser of the Hitachi GST Redevelopment Property. Written comments were received during the public comment period from Mr. Jason Jegge, resident, and from Mr. Michael Ghielmetti, President of Administrative Member, PCCP-Signature San Jose LLC. DTSC has prepared a Response to Comments document and a revised Final Statement of Basis, both dated March 16, 2009.

DTSC prepared a Negative Declaration, dated November 26, 2007, to comply with California Environmental Quality Act (CEQA) requirements for the corrective action at the Chloroform Release Area. DTSC prepared an Addendum to the Negative Declaration, dated January 14, 2009, to discuss potential impacts due to changes in implementation of the project. DTSC has prepared a Notice of Determination for this Corrective Action Complete Determination and it will be provided to the Governor's Office of Planning and Research, State Clearinghouse.

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Copies of this Notice of Decision, the Corrective Action Complete Determination letter, the Response to Comments, the Updated Final Statement of Basis, and the Notice of Determination will be available with the Administrative Record for this decision at the:

Edenvale Branch Library
101 Branham Lane East
San Jose, California 95111
(408) 808-3036

Department of Toxic Substances Control
700 Heinz Avenue, Suite 200
Berkeley, California 94710
(510) 540-3800, Call for an appointment

These documents also will be available at DTSC's website (www.dtsc.ca.gov), specifically at <http://www.dtsc.ca.gov/HazardousWaste/Projects/Hitachi.cfm>.

If you have any questions, please contact Mr. Paul Ruffin of my staff at (916) 255-6677 or e-mail to pruffin@dtsc.ca.gov.

// original signed by //

Mohinder S. Sandhu, P.E.
Supervising Hazardous Substances Engineer II